

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4849-01
Bill No.: SB 1332
Subject: Law Enforcement Officers and Agencies; Firearms and Fireworks
Type: Original
Date: March 15, 2004

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
General Revenue	\$0 or (Up to \$4,760,000)	\$0 or (Up to \$5,712,000)	\$0 or (Up to \$5,712,000)
Total Estimated Net Effect on General Revenue Fund	\$0 or (Up to \$4,760,000)	\$0 or (Up to \$5,712,000)	\$0 or (Up to \$5,712,000)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the Attorney General** assume any potential costs associated with certifying sheriffs' costs that are not otherwise offset by the application fee can be absorbed.

Officials from the **Office of Administration – Division of Budget and Planning (BAP)** assume the proposed legislation should not result in additional costs or savings to their Division. However, BAP assumes there are potential costs to General Revenue:

If the court decides the County Sheriff Revolving Fund fees qualify as state funding and are constitutional user fees, the state could have to finance the costs for counties whose administrative costs are beyond the collected \$100 local fee. These potential costs are \$0 to Unknown.

If the court decides the County Sheriff Revolving Fund fees to not qualify as state funds, the state will have to fully finance costs to implement the conceal and carry act through an appropriation from general revenue or risk that the act be held unconstitutional. Under this scenario, the estimated cost to the state for a full year is \$5,712,000 (84,000 applications per year x \$68 cost per application).

ASSUMPTION (continued)

Officials from the **Boone County Sheriff's Office, Boone County Treasurer's Office, Clark County Sheriff's Office, Greene County Sheriff's Office, and St. Louis County Police Department** did not respond to Oversight's request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
GENERAL REVENUE FUND			
<u>Costs</u> – Office of Administration			
Reimbursement of sheriff expenses	\$0 or (Up to <u>\$4,760,000</u>)	\$0 or (Up to <u>\$5,712,000</u>)	\$0 or (Up to <u>\$5,712,000</u>)
ESTIMATED NET EFFECT ON GENERAL REVENUE FUND	<u>\$0 or (Up to \$4,760,000)</u>	<u>\$0 or (Up to \$5,712,000)</u>	<u>\$0 or (Up to \$5,712,000)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
POLITICAL SUBDIVISIONS			
<u>Revenues</u> – County Sheriffs			
Reimbursement of expenses	\$0 or Up to \$4,760,000	\$0 or Up to \$5,712,000	\$0 or Up to \$5,712,000
<u>Costs</u> – County Sheriffs			
Application processing	\$0 or (Up to <u>\$4,760,000</u>)	\$0 or (Up to <u>\$4,760,000</u>)	\$0 or (Up to <u>\$4,760,000</u>)
ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposed legislation would authorize the sheriff of every county to pay costs and expenses for activities related to the issuing of concealed carry endorsements from the sheriff's revolving fund. The application and renewal fees would be based on the sheriff's estimate of the actual costs and expenses incurred. If the maximum fee is inadequate to cover the actual expenses in a year and there are insufficient funds in the revolving fund, a sheriff could present specific and verified evidence of the unreimbursed expenses to the Office of Administration which, upon certification by the Attorney General, would reimburse such sheriff for those expenses.

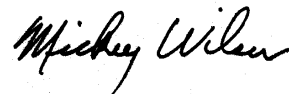
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Attorney General
Office of Administration
– Division of Budget and Planning

NOT RESPONDING

Boone County Sheriff's Office
Boone County Treasurer's Office
Clark County Sheriff's Office
Greene County Sheriff's Office
St. Louis County Police Department



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Director
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